

**MINUTES OF THE SPECIAL MEETING OF THE GRANTSVILLE CITY  
COUNCIL HELD MONDAY, NOVEMBER 18, 2002.**

**Mayor and Council Present:** Mayor Byron Anderson; Council Members: Craig Anderson, James Christensen, Kevin Hall, and Paul Rupp.

**Appointed officers and employees present:** Wendy Palmer, City Recorder, Attorney Ron Elton, Joel Kertamus, Public Works Director

**Citizens and Guests:** Craig Neeley, Aqua Engineering, Claude Parkinson.

**CONSIDERATION OF RESOLUTION TO APPROVE INTER-LOCAL AGREEMENT WITH TOOEE COUNTY:** Mayor explained that he met with Tooele County Engineer Ray Johnson and Grantsville City Public Works Director Joel Kertamus to work out some of the questions pertaining to the proposed water project agreement. Mayor stated that the County would not use any of the water that will go through Grantsville City's tank for dust control. The salt water well that is drilled at the DP Complex will provide for dust control. If that well goes out and with the approval of Grantsville City would be the only time that this well would supply water for dust control. Mayor Anderson stated that the County would rather the city owned the well and the waterline rather than dealing with a maintenance agreement. Council asked Joel if this would be a large cost to the city for maintenance. Joel stated that we could expect the facilities to last 30 to 50 years, and we currently expend 60 to 100 man-hours a year in maintenance. Joel stated that the redundant water source at South Willow Tank, and the emergency generator that the County will supply would be a benefit to the city. In the case that the South Willow Tank is without power the County well can be used to keep South Willow Estates from running out of water.

James felt that Tooele County needed Grantsville City to pull the water pressures and fire flow to work at the complex. James also stated that he felt that the loan that the County received from Water Resources would not happen if the city does not cooperate fully. Engineer Neeley stated that Tooele County is prepared to drill the well and by-pass Grantsville City all together. The County will install a variable speed pump to provide the pressures they need for the Complex. James stated that Grantsville City should get more benefit from this transaction than a redundant water source and an emergency generator. Tooele County paid Tooele City over \$100,000 a year for water use fees without any concern for the cost. Now they come to Grantsville City and do not want to pay any impact fees or use fees on the irrigation portion of the water distributed. They are not willing to transfer the water right to Grantsville City, which would make more sense.

Paul expressed that he felt that this agreement is too complicated and leaves too much possibility for abuse of the water that is going through the irrigation meter as to where it is going. We can't encourage conserving water if they don't have to pay for the irrigation portion of the water usage.

Craig Neeley explained the difference between the Tooele City Water situation and the proposed new well is that Tooele City owned the water rights and the system that supplied the DP Complex. The new well will pump Tooele County's water right and not Grantsville City's water right, the well and all of the transmission lines will be paid for by Tooele County and then will turn these facilities over to Grantsville City.

Craig Anderson asked Joel if the County hooked onto the end of the water line at Durfee and SR112 could our water system supply them with the water they need? Joel stated that the City would have to upgrade our existing pump at South Willow Well site. Joel stated that we could not guarantee that we would not shut the water off during a drought.

James stated that he feels that we should not treat Tooele County any different than any other developer. Tooele County should supply the water right and turn it over to Grantsville City as well as the facilities. We should be consistent with our ordinances and treat everyone equally. When the County first approached the city with this idea they originally stated that they would pay for culinary and secondary water usage. Now they will only pay for culinary water, and they do not want to pay any impact fees.

Craig Neeley explained that the water they pump for irrigation & culinary water will pass through the tank and not be stored, this will not effect the storage capacity in the tank. Tooele County will be paying the pumping of the well, they own the water rights and have constructed water lines and well facilities. What would you charge them an impact fee for?

Kevin and Craig Anderson stated that they believe that the city should cap the acreage to the current area they are using now and cap to include this single well. Any expansion to the facilities beyond that and any additional wells must be negotiated with Grantsville City. Craig Anderson stated that he felt that there is a moral problem with Grantsville City backing out now. The Division of Water Resources has given a loan to Tooele County with the idea that the new well will benefit Grantsville City as well and Grantsville City is a partner. If the City backs out it may affect the loan given to Tooele County.

Mayor stated that he would go to the Commissioners tomorrow and ask if they would agree to pay for the irrigation and the culinary water. James stated that he would be able to feel good about this agreement if the County pays for irrigation and culinary water usage. James stated that Grantsville City should get something from this arrangement. Mayor stated that we need to keep in mind that this is a government to government agreement.

The issue of how important is it to Grantsville City to control the water in this well and where the water is going. As Tooele City develops closer to the boundaries of the Deseret Peak Complex, it will be very tempting for Tooele City to broker a deal for water out of this well.

Kevin suggested that as a point of negotiation we could negotiate a rate for the irrigation water that is less than the current city water rate.

Mayor recapped what the Council would like to negotiate with the Tooele County Commission in reference to this water project:

1. Paragraph 6- in second sentence end the paragraph at “Year-round culinary needs.” Delete the rest of the paragraph that limits Grantsville City’s right to protest any additional wells.
2. Paragraph 3.0- Water rights. City Council wants to reserve the right to file protest on any wells drilled beyond this original well.
3. During drought or other emergencies, Council wants to reserve the right to limit output equally to all customers, including DP.
4. City Council wants to charge the standard city water rate for culinary water and 2/3 standard water rate for irrigation water.

Mayor stated that he would present the Council’s requests to the Commissioners and report at Wednesday’s regular meeting.

Tree City USA- Mayor informed the Council that he has received a sample ordinance for adoption of a tree ordinance that he will have ready for the December meeting.

Craig Anderson made the motion to adjourn at 10:00 p.m. Paul seconded the motion. All voted in favor, motion carried.

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Wendy Palmer, City Recorder

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Byron Anderson, Mayor